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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

<p>ROBERT RYERSON, Individually and on Behalf Of All Other Persons Similarly Situated,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">- against -</p> <p>MERRILL LYNCH & CO, INC. and MERRILL LYNCH, PIERCE, FENNER & SMITH, INC.</p> <p style="text-align: center;">Defendants.</p>	<p>CASE NO.: 07 CV 3564-RWS</p> <p><u>DEFENDANTS' RULE 7.1</u> <u>STATEMENT</u></p>
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In accordance with Rule 7.1 of the Federal Rules of Civil Procedure, the undersigned counsel for Defendants, non governmental parties, represent that Merrill Lynch, Pierce, Fenner & Smith Incorporated's parent corporation is Merrill Lynch & Co., Inc., and certify that (a) Merrill Lynch & Co., Inc., a publicly held corporation, directly or indirectly owns

10% or more of the securities of Merrill Lynch, Pierce, Fenner & Smith Incorporated, and (b) no publicly held corporation owns more than 10% of the stock of Merrill Lynch & Co., Inc.

Dated: June 13, 2007

LITTLER MENDELSON, P.C.

By: /s/ A. Michael Weber
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